IN THE HIGH COURT OF UTTARANCHAL
AT NAINITAL
ORIGINAL JURISDICTION
Dated: Nainital: the 7th day of December 2005
Bail Application No. 1146 **of 2005**
Order on the bail application of accused

CRIMINAL SIDE

1. Pratap Sainy S/o Bhukkan Lal Sainy
   R/o Gular Ghatti, Nai Basti
   Ramnagar, District Ansari
2. Arif S/o Babloo Ansari
   R/o Khod Sharif
   P.S. Swar, District Rampur
   At present R/o Gular Ghatti
   Nai Bast , P.S. Ramnagar
   District Nainital …Applicants

Versus

State of Uttaranchal ..Opposite Party

Arising out of Case Crime No. 1554 of 2005
Under Sections 364 A, 120B, 34 of I.P.C. &
2/3 Gangstar Act
P.S. Ram Nagar
District Nainital

By the court

Hon'ble B.C.Kandpal, J.

The applicant has applied for bail in case crime No. 1554 of 2005 under Sections 364-A, 120B, 34 of I.P.C. and 2/3 Gangstar Act I.P.C., P.S. Ramnagar, District Nainital.

Heard Sri Vijay Bhatt, learned counsel for the applicants, learned A.G.A. and perused the record.

The abducted boy Himanshu Tiwari has been recovered. The applicants are in jail since 03.08.2005 and learned A.G.A. could not show any criminal history of the applicants before me.

Having considered the aforesaid facts and circumstances of the case, I think, it would be just and proper to release the applicants on bail at this stage.

Let the applicants be released on bail on their executing a personal bond and furnishing two sureties each in the like amount to the satisfaction of Magistrate concerned.

(B.C. Kandpal, J.)

09.12.2005
ASWAL